

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SMB CONSULTING AND INVESTING LLC,	:	
	:	CIVIL ACTION
Plaintiff,	:	
	:	
v.	:	
	:	
APPLE VALLEY WASTE SERVICE, INC.,	:	NO. 11-2939
	:	
Defendant.	:	

ORDER

AND NOW, this 20th day of July, 2011, upon consideration of Defendant Apple Valley Waste Service, Inc.'s Motion to Dismiss or Transfer Venue (Docket Nos. 4 & 5), Plaintiff SMB Consulting and Investing LLC's Response in Opposition (Docket No. 7), and Defendant's Reply Brief (Docket No. 9), it is hereby **ORDERED** that Defendant's Motion is **GRANTED** and the Clerk is directed to **TRANSFER** the case to the United States District Court for the Northern District of West Virginia.

BY THE COURT:

s/ Ronald L. Buckwalter
RONALD L. BUCKWALTER, S.J.